

REMARKS

5 Applicant respectfully requests further examination and reconsideration in view of the above amendments and arguments set forth fully below. Claims 1, 3-6, 8-14, 17 and 18 were previously pending in the present application. Within the Office Action, Claims 1, 3-6, 8-14, 17 and 18 have been rejected. Claims 1, 3-6, 8-14, 17 and 18 are now pending in this application.

Rejections Under 35 U.S.C. § 103(a):

Within the Office Action, Claims 1, 3-6, 8-15, 17 and 18 have been rejected under 35 U.S.C. § 102(e) as being unpatentable over U.S. Patent No. 6,837,827 to W. Lee et al. (hereafter “W. Lee et al.”), in view of U.S. Patent No. 5,125,010 to L. Lee et al. (hereafter “L. Lee et al.”). By way of the above referenced Declaration establishing prior conception date, Applicant respectfully swears behind the reference to W. Lee et al., thereby effectively removing the rejection based on the W. Lee as a reference.

15 The Applicant respectfully submits that Claims 1, 3-6, 8-14, 17 and 18 are in condition for allowance. Should the Examiner have any questions or comments, the Examiner is encouraged to call the undersigned at (408) 530-9700 to discuss them so that any outstanding issues can be expeditiously resolved.

20 Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: October 26, 2005

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CERTIFICATE OF MAILING (37 CFR§ 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 10-20-08 By U/100k